



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kong-Hong Andy Choo, et al.

Examiner: C. Qian

Serial No.: 09/728,552

Art Unit: 1636

Filed: December 2, 2000

Docket: 11445Z

For: NUCLEIC ACID MOLECULES
COMPRISING A NEOCENTROMERE

Dated: June 16, 2004

Confirmation No. : 3587

Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §§1.111 AND 1.143

Sir:

In response to the Office Communication dated January 16, 2004, setting forth a further requirement for restriction, and in accordance with the provisions of 37 C.F.R. §§1.111 and 1.143, Applicants provisionally elect, with traverse, the subject matter of Group I, Claims 1-49 and 61-74, drawn to an isolated nucleic acid comprising a neocentromere or a construct comprising a neocentromere. Furthermore, Applicants provisionally elect, with traverse, SEQ ID NO: 3, for continued prosecution.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on June 16, 2004.

Dated: June 16, 2004


Frank S. DiGiglio